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IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

In re Application Of:)
Roger S. CUBICCIOTTI) Group Art Unit: 1645
Application Number: 10/020,151) Examiner: To Be Assigned
Filed: December 18, 2001)
For: MODIFIED PHYCOBILISOMES)
AND USES THEREFORE)

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OFFICE OF PETITIONS

Commissioner for Patents
U.S. Patent & Trademark Office
Washington, D.C. 20231

Sir:

In accordance with 37 C.F.R. §§ 1.97 and 1.98, and in compliance with the duty of disclosure set forth in 37 C.F.R. § 1.56, Applicant is submitting herewith a list¹ of references for consideration and to be made of record by the U.S. Patent and Trademark Office (PTO) in the present application. Copies of these references are not enclosed as they were provided in parent U.S. Patent Application No. 08/600,359.

Applicant notes that the present application is a Divisional Application of U.S. Application No. 08/928,507, filed September 12, 1997; which is a Continuation-in-part of Application No. 08/600,359, filed February 13, 1996; which is a Continuation-in-part of Application No. 08/420,726, filed April 10, 1995, and issued as U.S. Patent No. 5,695,990.

Applicant reserves the right to establish the patentability of the claimed invention over any of the information provided herewith, and/or to prove that this information may not be prior art, and/or to prove that this information may not be enabling for the teachings purportedly offered.

This statement should not be construed as a representation that a search has been made, or that information more material to the examination of the present patent application does not exist. The Examiner is specifically requested not to rely solely on the material submitted herewith.

¹ Applicant is submitting copies of forms PTO-1449 (modified) and PTO-892 identifying the references cited by or submitted to the U.S. Patent & Trademark Office in parent application 08/600,359, filed February 13, 1996.

It is respectfully requested that the Examiner initial and return a copy of the enclosed list, and to indicate in the official file wrapper of this patent application that the references have been considered.

In accordance with 37 C.F.R. § 1.97(b), this Information Disclosure Statement is believed to be submitted prior to issuance of a first Office Action and within three months of the filing date of the application. Therefore, it is respectfully submitted that no fee or statement under 37 C.F.R. § 1.97(e) is required for consideration of this information.

Respectfully submitted,

BROBECK, PHLEGER & HARRISON LLP

July 2, 2002

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